

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA
CLARKSBURG**

HARRY GINGOLD,

Plaintiff,

v.

**WEST VIRGINIA UNIVERSITY
BOARD OF GOVERNORS, E. GORDON
GEE, MARYANNE REED, GREGORY
DUNAWAY, and EARL SCIME**

Defendants.

**CIVIL ACTION NO.: 1:23-CV-91
(JUDGE KLEEH)**

FIRST ORDER AND NOTICE REGARDING DISCOVERY AND SCHEDULING

The Court issues the following Notice Regarding Discovery and Scheduling. Pursuant to Fed.R.Civ.P. 16(b) and 26(f) and Local Rules of Civil Procedure ("LR") 16.01 and 26.01, the Court **SCHEDULES** the case as follows:

INITIAL PLANNING MEETING:	January 22, 2024
REPORT FILING DATE:	January 29, 2024
SCHEDULING CONFERENCE DATE:	February 5, 2024
SCHEDULING CONFERENCE TIME:	9:00 A.M.
INITIAL DISCOVERY DISCLOSURES	
DUE DATE:	February 12, 2024

1. **INITIAL PLANNING MEETING:** Pursuant to Fed.R.Civ.P. 16 and 26(f) and LR 16.01(b), parties to this action shall meet in person or by telephone on or before **January 22, 2024**. At this meeting, they shall discuss all matters required by Fed.R.Civ.P. 16 and 26(f) and LR 16.01(b). The parties shall also consider the benefits of early mediation and

advise in their report whether they wish the Court to schedule the matter for early mediation.

2. **MEETING REPORT AND PROPOSED DISCOVERY PLAN:** Pursuant to Fed.R.Civ.P. 26(f) and LR 16.01(c), the parties shall submit a written report on the results of the initial discovery meeting on or before **January 29, 2024**. This report shall include the parties' report on those matters set forth in LR 16.01(b) and (c) and the parties' discovery plan as required by Fed.R.Civ.P. 26(f). The parties' report on their meeting shall be considered by this Court as advisory only. Parties and counsel are subject to sanctions as set forth in LR 37.01 for failure to participate in good faith in the development and submission of a meeting report and proposed discovery plan.
3. **SCHEDULING CONFERENCE/SCHEDULING ORDER:** Upon receipt of the meeting report and proposed discovery plan, the undersigned Magistrate Judge **WILL CONDUCT** a video/telephone scheduling conference using the Court's Zoom videoconference/teleconference credentials. The scheduling conference is hereby scheduled for **February 5, 2024, at 9:00 A.M.**, in the Magistrate Judge Courtroom, Third Floor of United States District Court, in Clarksburg, West Virginia. *See* Fed.R.Civ.P. 16(b) and LR 16.01(d). (Please note that the Court conducts scheduling conferences in all cases.)

To join the proceeding using the Court's Zoom credentials, participants may connect either by video or by telephone. Participants can connect by video via this link: <https://www.zoomgov.com/j/1605681245?pwd=OU1BTDFQUkRA4U3Zpd1BIQW0rQT09> . Alternatively, participants may connect by telephone by calling (646) 828 7666, then entering Meeting ID 160 568 1245 and Passcode 43281. If participants have trouble

connecting or wish to have the link provided by e-mail, they may contact the undersigned's Law Clerk by e-mail at nakia_ridgeway@wvnd.uscourts.gov.

The Court notifies the parties that any pending motions in the case that are fully briefed **WILL BE ADDRESSED** at the scheduling conference.

4. **INITIAL DISCOVERY DISCLOSURES:** Pursuant to LR 26.01(a), each party shall provide to every other party the initial discovery disclosures required under Fed.R.Civ.P. 26(a)(1) on or before **February 12, 2024**.

The Clerk of the Court is **DIRECTED** to provide a copy of this Order, the Guidelines for Completing the Scheduling Order Checklist, and the Scheduling Order Checklist to parties who appear *pro se* and all counsel of record, as applicable, as provided in the Administrative Procedures for Electronic Case Filing in the United States District Court for the Northern District of West Virginia.

DATED: December 21, 2023.



MICHAEL JOHN ALOP
UNITED STATES MAGISTRATE JUDGE